

**145.**

A warrant under this section criticized; the statute should be followed. *Crichton v. State*, 115 Md. 425.  
See notes to section 144.

1912, ch. 133, sec. 140H.

**150.** Every motor vehicle or motorcycle, while being used upon the public highways of this State shall be provided with an adequate bell, horn or other signalling device, and it shall be unlawful for any person operating any motor vehicle or motorcycle to make or cause to be made any unnecessary noise by a prolonged blast or otherwise with any such bell, horn or other signalling device, or to use the same as a warning of danger, and such signalling device shall not be sounded while passing a horse or other animal in the open country. Within the limits of cities, towns or villages of this State, only horns blown by hand pressure upon a rubber bulb or small electric bells of moderate sound shall be used during the period of from one hour after sunset to one hour before sunrise. It shall be unlawful for any operator of a motor vehicle to operate such motor vehicle without an adequate muffler or to cut out the muffler at any hour of the day or night within the limits of any city, town or village of this State.

**154.**

See notes to section 144.

**157.**

Since article 52, section 12, is not applicable to prosecutions under this section, the accused may not have a jury trial below, but is limited to a jury trial on appeal; the writ of *certiorari* properly refused. The words "nearest justice of the peace," must receive a reasonable interpretation, and the fact that some other justice may be nearer by a small distance, does not oust a justice of his jurisdiction. Warrants held to be amendable under article 52, section 14. Warrants held not sufficiently specific. *Crichton v. State*, 115 Md. 425. And see *Ruggles v. State*, 120 Md. 558.

The judgment of the circuit court on appeal under this section is final and binding. The method of testing the jurisdiction of the justice—on the ground, for instance, of the unconstitutionality of the law—is by writ of *certiorari* to the circuit court, and from the decision of that court on this question, an appeal lies to the Court of Appeals. *Hendrick v. State*, 115 Md. 556.

See section 162.

**161.**

See notes to section 140.

1912, ch. 133, sec. 140.

**162.** No person under the age of eighteen years shall operate, drive or direct any automobile, motor car, taxi cab or motor truck propelled by gas, gasoline, steam or electricity, upon any road, highway, street, lane or other public way within the State of Maryland. The penalty for the violation of the provisions of the Act of 1912, Chapter 133, shall be a fine of ten dollars for the first offence, and of twenty-five